

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE GEISINGER SYSTEM  
SERVICES AND EVANGELICAL  
COMMUNITY HOSPITAL  
HEALTHCARE WORKERS  
ANTITRUST LITIGATION

No.: 4:21-cv-196 (MWB)

Chief Judge Brann

**DEFENDANTS' JOINT MOTION TO EXCLUDE THE TESTIMONY  
OF PLAINTIFFS' EXPERT, PROFESSOR ALAN P. MANNING**

Defendants Evangelical Community Hospital and Geisinger System Services, by and through their respective undersigned counsel, hereby move the Court pursuant to Federal Rule of Evidence 702 and *Daubert v. Merrell Dow Pharms., Inc.*, 509 U.S. 579 (1993), for an Order excluding the proposed expert testimony and reports of Plaintiffs' expert, Professor Alan P. Manning, from the class certification proceedings, any pretrial motions, and trial of the above-captioned matter.

The grounds supporting this Motion are set forth in the accompanying memorandum of law in accordance with Local Rule 7.5. Pursuant to Local Rule 7.9, Defendants respectfully request oral argument on this Joint Motion.

Dated: June 14, 2024

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**CERTIFICATE OF NONCONCURRENCE**

I, Theodore H. Jobes, hereby certify that concurrence was sought from counsel for Plaintiffs in Defendants' Joint Motion to Exclude the Testimony of Plaintiffs' Expert, Professor Alan P. Manning. Plaintiffs' counsel does not concur in this Motion.

/s/ Theodore H. Jobes

Theodore H. Jobes

Dated: June 14, 2024

**CERTIFICATE OF SERVICE**

I, Theodore H. Jobes, hereby certify that a true and correct copy of the foregoing Defendants' Joint Motion to Exclude the Testimony of Plaintiffs' Expert, Professor Alan P. Manning, the Proposed Order, Memorandum of Law, and Exhibits were served upon all counsel of record via electronic mail and electronic filing this 14<sup>th</sup> day of June 2024.

/s/ Theodore H. Jobes

Theodore H. Jobes